

#12/TDS



PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffry Jovan Philyaw

Serial No.: 09/597,131

Filed: June 20, 2000

Group: 3627

Examiner: Fischer

For: PORTABLE SCANNER FOR ENABLING AUTOMATIC COMMERCE TRANSACTIONS

Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, DC 20231 on	
<u>8/23/02</u> (Date of Deposit)	
Gregory M. Howison (Name of Person Mailing Document)	
<u>g.m.h.</u> (Signature)	
<u>8/23/02</u> (Date of Signature)	

INFORMATION DISCLOSURE STATEMENT

In accordance with the requirements of 37 C.F.R. §§ 1.56, 1.97, and 1.98, attached please find a Form PTO SB/08 listing information for consideration by the Office in connection with its examination of the above-captioned patent application. This information disclosure statement supplements an information disclosure statement previously submitted in connection with this application on 10/18/00.

This information disclosure statement is being filed after the period specified in paragraph (b) of §1.97, but before the mailing date of either a final action under §1.113, or a notice of allowance under §1.311. Therefore, pursuant to §1.97(c)(2), this information disclosure statement is accompanied by the fee set forth in §1.17(p).

It is brought to Examiner's attention that the references listed on the attached Form PTO SB/08 were previously submitted to the Office in connection with a prior application, namely Application Serial No. 09/382,426, which is relied upon in the current application for an earlier filing date under 35 U.S.C. §120. Pursuant to 37 C.F.R. 1.98(d), copies of such previously submitted items are not provided herein.

## INFORMATION DISCLOSURE STATEMENT

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Applicant requests that this information disclosure statement be considered and that a copy of the Form PTO SB/08 be returned to the undersigned indicating the consideration of each document listed.

**REMARKS**

Applicant submits that no representation is made, and no representation is intended, that more relevant material does not exist, or that the order of presentation of these materials in any way reflects their relevant pertinence. The listing on the attached Form PTO SB/08 is not intended to constitute an admission of any kind. Specifically, this presentation is not an admission that any of the items listed are properly citable against the above-identified application as prior art. Applicant respectfully submits that his invention is patentable over the enclosed documents listed on Form PTO SB/08.

Please charge any necessary fees or deficiencies in fees necessary for the filing of this paper or credit any overpayment to Deposit Account No. 20-0780/PHLY-25,357 of HOWISON, THOMA & ARNOTT, L.L.P.

Respectfully submitted,

HOWISON, THOMA & ARNOTT, L.L.P.  
Attorneys for Applicant

Gregory M. Howison  
Registration No. 30,646

GMH/jk

P.O. Box 741715  
Dallas, Texas 75374-1715  
Tel. (972) 479-0462  
Fax. (972) 479-0464  
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